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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WASHINGTON

COMMUNITY ASSOCIATION FOR  
RESTORATION OF THE  
ENVIRONMENT, INC., a Washington  
Non-Profit Corporation  
*and*  
CENTER FOR FOOD SAFETY, INC.,  
a Washington, D.C. Non-Profit  
Corporation

Plaintiffs,

v.

D & A Dairy, a Washington Partnership

*and*

D & A Dairy, LLC, a Washington  
Limited Liability Company,

Defendants.

NO. CV-13-3018-TOR

STIPULATION ON PENDING  
MOTIONS REGARDING  
HEARING DATE FOR  
DEFENDANTS' JOINT MOTION  
TO DISMISS (ECF No. 26) AND  
DEFENDANT HAAK DAIRY'S  
MOTION TO DISMISS (ECF No.  
27)

Notice: 5/17/13

Time: 6:30 p.m.

Without oral argument

Plaintiffs and Defendants respectfully move to strike all pending motions

MTN. TO STRIKE PENDING MTNS. ON HRG. DATE FOR MTNS. TO DISMISS & STIP. ON HRG. DATE - 1

1 regarding the hearing date for Defendants' Joint Motion to Dismiss and Defendant  
 2 Haak's Motion to Dismiss.<sup>1</sup> Counsel for Plaintiffs and Defendants have met and  
 3 conferred concerning a hearing date for the Motions to Dismiss. The parties  
 4 hereby stipulate to a hearing date of June 7, 2013 at 11:00 a.m. at the William O.  
 5 Douglas Federal Courthouse in Yakima, WA.

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7 <sup>1</sup> The pending motions include Plaintiffs' Response in Opposition to Proposed  
 8 Hearing Date and Request for Earlier Argument Date, Plaintiffs' Motion to  
 9 Expedite Consideration of the aforementioned Response/Request, and Defendants'  
 10 Reply to Plaintiffs' Response. The relevant ECF Nos. are as follows: *CARE et al.*  
 11 *v. Cow Palace LLC*, 13-cv-3016-TOR, ECF No. 41 (PLFs. Resp.), ECF No. 43  
 12 (PLFs. Mot. to Expedite), ECF No. 44 (DEFs. Reply); *CARE et al. v. George &*  
 13 *Margaret, LLC et al.*, 13-cv-3017-TOR, ECF No. 29 (PLFs. Resp.), ECF No. 31  
 14 (PLFs' Mot. to Expedite), ECF No. 32 (DEFs. Reply); *CARE et al. v. D & A Dairy*  
 15 *et al.*, 13-cv-3018-TOR, ECF No. 29 (PLFs. Resp.), ECF No. 31 (PLFs. Mot. to  
 16 Expedite), ECF No. 32 (DEFs. Reply); *CARE et al. v. Henry Bosma Dairy et al.*,  
 17 13-cv-3019-TOR, ECF No. 29 (PLFs. Resp.), ECF No. 31 (PLFs. Mot. to  
 18 Expedite), ECF No. 32 (DEFs. Reply); *CARE et al. v. R & M Haak & Sons Dairy*  
 19 *et al.*, 13-cv-3026-TOR, ECF No. 29 (PLFs. Resp.), ECF No. 31 (PLFs. Mot. to  
 20 Expedite), ECF No. 32 (DEFs. Reply).

MTN. TO STRIKE PENDING MTNS. ON HRG. DATE FOR MTNS. TO DISMISS & STIP. ON HRG. DATE - 2

Counsel have agreed that Plaintiffs will file their oppositions in response to the Motions to Dismiss on May 14, 2013. Defendants will file their replies on or before May 28, 2013

Therefore, the Parties respectfully submit the attached proposed joint scheduling order with respect to the hearing on the Motions to Dismiss.

Submitted this 15th day of May, 2013.

s/ Brad J. Moore

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*Counsel for Defendant*

1 CERTIFICATE OF SERVICE

2 I hereby certify that on May 15, 2013, I presented the foregoing document to  
 3 the Clerk of the Court for filing and uploading to the CM/ECF system which will  
 send notification of such filing to the following:

4	Brad J. Moore	<a href="mailto:brad@stritmatter.com">brad@stritmatter.com</a>
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 8 And by email to:

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13  
 14  
 15 s/ Patti Sims

16 Patti Sims